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Deliver to: Vikram Bali, USPTO Art Group: 2624  
 Facsimile No.: 571-273-8300 Date: July 5, 2006  
 From: Judith A. Szepesi, Reg. No. 39,393  
 Our Docket No.: 003022.P001C2 No. of pages including this sheet: 5  
 Application No.: 10/822,897 Filing Date: April 12, 2004  
 Docket Due Date(s):

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Enclosed are the following documents:

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| <input type="checkbox"/> Amendment: (___ pgs)                       | <input type="checkbox"/> Issue Fee Transmittal                                |
| <input type="checkbox"/> Appeal Brief (in triplicate) (___ pgs)     | <input type="checkbox"/> Notice of Appeal                                     |
| <input type="checkbox"/> Application: (___ pgs w/ cover & abstract) | <input type="checkbox"/> Petition for:  |
| <input type="checkbox"/> Assignment & Cover Sheet (___ pgs)         | <input type="checkbox"/> Request for Continued Examination (RCE)              |
| <input checked="" type="checkbox"/> Certificate of Facsimile        | <input type="checkbox"/> Reply Brief (___ pgs)                                |
| <input type="checkbox"/> Continued Prosecution Application (CPA)    | <input type="checkbox"/> Request & Certification Under 35 USC 122(b)(2)(B)(i) |
| <input type="checkbox"/> Declaration & POA (___ pgs)                | <input type="checkbox"/> Request to Rescind Previous Nonpublication           |
| <input type="checkbox"/> Drawings: ___ sheets, ___ figures          | <input type="checkbox"/> Request  |
| <input type="checkbox"/> Extension of Time:                         | <input type="checkbox"/> Response to Written Opinion (___ pgs)                |
| <input type="checkbox"/> Fee Transmittal (in duplicate)             | <input checked="" type="checkbox"/> Terminal Disclaimer                       |
| <input type="checkbox"/> IDS & PTO/SB/08 (___ pgs)                  | <input type="checkbox"/> Transmittal of Publication Fee Due                   |
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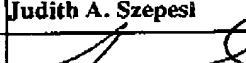
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<b>FEE TRANSMITTAL for FY 2005</b> <small>Patent fees are subject to annual revision.</small>		<i>Complete if Known</i>	
		Application Number	10/822,897
		Filing Date	April 12, 2004
		First Named Inventor	Vance C. Bjorn
		Examiner Name	Bali, Vikram
		Art Unit	2624
		Attorney Docket No.	3022P001C2
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.			
TOTAL AMOUNT OF PAYMENT	(\$)	65.00	

<b>METHOD OF PAYMENT</b> (check all that apply)	
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<input checked="" type="checkbox"/> Deposit Account   Deposit Account Number: <u>02-2666</u> Deposit Account Name: <u>Blakely, Sokoloff, Taylor &amp; Zafman LLP</u>	
For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)	
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under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.	

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet.	
2053	130	2053	130	Non-English specification	
1251	120	2251	60	Extension for reply within first month	
1252	450	2252	225	Extension for reply within second month	
1253	1,020	2253	510	Extension for reply within third month	
1254	1,590	2254	795	Extension for reply within fourth month	
1255	2,160	2255	1,080	Extension for reply within fifth month	
1401	500	2401	250	Notice of Appeal	
1402	500	2402	250	Filing a brief in support of an appeal	
1403	1,000	2403	500	Request for oral hearing	
1451	1,510	2451	1,510	Petition to institute a public use proceeding	
1460	130	2460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
1809	790	1809	395	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	790	2810	395	For each additional invention to be examined (37 CFR § 1.129(b))	
Other fee (specify) <u>Terminal Disclaimer fee</u>					65.00
SUBTOTAL (2)					(\$) 65.00

<b>SUBMITTED BY</b>		<i>Complete (if applicable)</i>	
Name (Print/Type)	Judith A. Szepesi	Registration No. (Attorney/Agent)	39,393
Signature		Telephone	(408) 720-8300
		Date	07/05/06

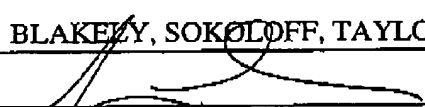
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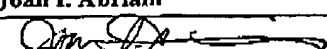
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<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	Application No.	10/822,897	
	Filing Date	April 12, 2004	
	First Named Inventor	Vance C. Bjorn	
	Art Unit	2624	
	Examiner Name	Bali, Vikram	
Total Number of Pages in This Submission	5	Attorney Docket Number	3022P001C2

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> PTO/SB/08 <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Basic Filing Fee <input type="checkbox"/> Declaration/POA <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input checked="" type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <div style="border: 1px solid black; padding: 5px; margin-top: 5px;">- Facsimile Cover Sheet</div>
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Firm or Individual name	Judith A. Szepesi, Reg. No. 39,393 <b>BLAKELY, SOKOLOFF, TAYLOR &amp; ZAFMAN LLP</b>
Signature	
Date	July 5, 2006

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**TERMINAL DISCLAIMER TO OBTAIN A DOUBLE PATENTING  
REJECTION OVER A PRIOR PATENT**

Docket Number (Optional)

3022P001C2

In re the Application of: Vance C. Bjorn, et al.  
Application No.: 10/822,897  
Filed: April 12, 2004  
For: **A FINGERPRINT RECOGNITION SYSTEM**

The owner, Digital Persona, Inc. of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173, as presently shortened by any terminal disclaimer, of prior Patent No(s). 6,125,192. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

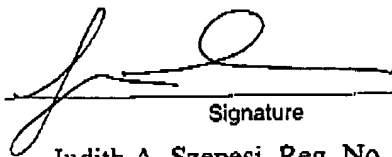
In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

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1. ☐ For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.

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2. ☒ The undersigned is an attorney of record.



Signature

7/5/2006

Date

Judith A. Szepesi, Reg. No. 39,393

Typed or printed name

- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) included.

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